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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/005,425	12/03/2001	Eun Jeong Koo	2080-3-50	8561
35884	7590	06/21/2004	EXAMINER	
LEE, HONG, DEGERMAN, KANG & SCHMADEKA, P.C. 801 SOUTH FIQUEROA STREET 14TH FLOOR LOS ANGELES, CA 90017			HSIA, SHERRIE Y	
			ART UNIT	PAPER NUMBER
			2614	

DATE MAILED: 06/21/2004

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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/005,425

Applicant(s)

KOO, EUN JEONG

Examiner

Sherrie Hsia

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-8 is/are allowed.
- 6) ☒ Claim(s) 9-11 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 03 December 2001 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☒ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: ____.

DETAILED ACTION

Drawings

1. The drawings are objected to because Figs. 3B and 3C are not described in the specification. Corrected drawing sheets are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as “amended.” If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. The replacement sheet(s) should be labeled “Replacement Sheet” in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

2. The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the “user menu registration button” and “a deletion button” claimed in claims 1, 5, 6, “confirm key” claimed in claim 8, and “a remote control signal receiving circuit” claimed in claim 11 must be shown or the feature(s) canceled from the claim(s). No new matter should be entered.

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Corrected drawing sheets are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Specification

3. The disclosure is objected to because of the following informalities:

On page 5, line 15, "CPC" should be --CPT--;

Line 23, "CTP" should be --CPT--.

Appropriate correction is required.

Claim Objections

4. Claims 5, 8, 9 and 11 are objected to because of the following informalities:

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In claim 5, line 2, after “registering”, -- step registers-- should be inserted.

In claim 8, lines 2-3, “if the user ...presses confirm key the cursor of the remote control” is confusing and unclear. It appears that some words are missing between “key” and “the cursor”. The words like “and moves” may be inserted between them.

In claim 9, line 2, after “structure,” --the apparatus comprising:-- should be inserted;

Line 6, “the” should be deleted.

In claim 11, lines 2-3, “graphics processing unit said microcomputer includes ... circuit” is confusing and unclear. It seems that “graphics processing unit” should be deleted.

Appropriate correction is required.

Claim Rejections - 35 USC § 102

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 9-11 are rejected under 35 U.S.C. 102(b) as being anticipated by Matsuura (599928).

As to claim 9, Matsuura discloses the claimed subject matter, the claimed graphics processing unit for graphically processing the OSD menu is met by the video processor 3 (Fig. 1, column 4 lines 42-45, 51-52), the claimed memory for storing index data on the OSD menu to provide the data to the graphics processing unit is met by the RAM 4e (Fig. 1, column 4 lines 52-58), the claimed microcomputer is met by the microprocessor 4 (Fig. 1, column 4 lines 46-56).

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As to claim 10, the claimed subject matter is disclosed by Matsuura (Figs. 3B, 4-6).

As to claim 11, the claimed remote control signal receiving circuit is met by the photoreceiving section 9 (Fig. 1 and column 5 lines 30-32).

Allowable Subject Matter

6. Claims 1-8 are allowable over prior art.

The following is a statement of reasons for the indication of allowable subject matter:

The prior art fails to show or fairly suggest a method of composing a user menu for displaying On Screen Display (OSD) menu with a hierarchical structure having the combination as claimed, including the steps of deciding whether an item is optionally selected out of the hierarchically structured OSD menu items, deciding whether a user menu registration button for the optionally selected item is pressed, registering the selected menu with the user menu by adding an index to the currently selected item once the user menu registration button is properly pressed, displaying the registered user menu on an OSD menu if a user view menu is established, **actuating a corresponding menu item when an optional item is selected among the user menu, and deleting a menu item from the user menu if a deletion button is pressed on an optionally selected item out of the user menu**, as recited in the claim.

Conclusion

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

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Wehmeyer (6169543) discloses a system and method for customizing program guide information to include reminder item or local identifier.

Wehmeyer (5867226) shows a scheduler employing a predictive agent for use in a television receiver.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sherrie Hsia whose telephone number is (703) 305-4738.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Miller can be reached on (703) 305-4795.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any response to this action should be mailed to:


Commissioner of Patents and Trademarks
Washington, D.C. 20231

Or faxed to:

(703) 872-9306 (for Technology Center 2600 only)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist).

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 308-HELP.


Sherrie Hsia
Primary Examiner
Art Unit 2614

SH
June 14, 2004